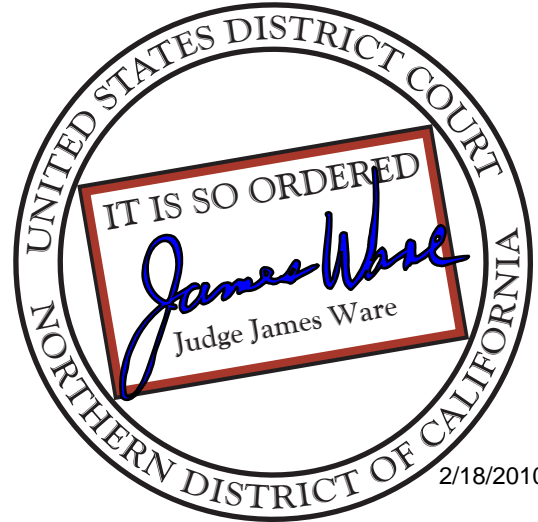


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Attorneys for Plaintiffs



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Case No. C09-04047 JW RS

JUAN CARLOS CUELLAR; JOSE)  
ALBERTO GARCIA; JORGE ALEGRIA;)  
JORGE CALDERON; and ISMAEL)  
CALDERON,

Plaintiffs,

v.

ANTHONY FIDEL ALAMILLO; FIDEL )  
CABRAL ALAMILLO; CARRIE ANN )  
ALAMILLO; C&F ALAMILLO STEEL, A )  
PARTNERSHIP; AMERICAN )  
CONTRACTORS INDEMNITY COMPANY; )  
TRAVELERS CASUALTY AND SURETY )  
COMPANY OF AMERICA; SAFECO )  
INSURANCE COMPANY OF AMERICA; )  
FIDELITY AND DEPOSIT COMPANY OF )  
MARYLAND; JEFF LUCHETTI )  
CONSTRUCTION, INC.; )  
GONSALVES & STRONCK )  
CONSTRUCTION COMPANY, INC.; PAGE )  
CONSTRUCTION COMPANY; )  
EVERGREEN SCHOOL DISTRICT; )  
MENLO PARK CITY SCHOOL DISTRICT; )  
CITY OF SANTA CLARA , )

Defendants.

**NOTICE OF DISMISSAL WITH  
PREJUDICE AS TO PAGE  
CONSTRUCTION COMPANY;  
TRAVELERS CASUALTY AND  
SURETY COMPANY OF AMERICA;  
AND CITY OF SANTA CLARA**

1 NOTICE IS HEREBY GIVEN THAT PLAINTIFFS:

2 (1) JUAN CARLOS CUELLAR;

3 (2) JOSE ALBERTO GARCIA;

4 (3) JORGE ALEGRIA;

5 (4) JORGE CALDERON; and

6 (5) ISMAEL CALDERON

7 hereby dismiss defendants:

8 (1) PAGE CONSTRUCTION COMPANY;

9 (2) TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA; AND

10 (3) CITY OF SANTA CLARA

11 with prejudice pursuant to FRCP 41(a)(2).

12 Dated: February 8, 2010

13 Respectfully submitted,

14 By: //s// Tomas E. Margain

15 TOMAS MARGAIN  
16 Attorneys for Plaintiffs